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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

JAMES SELVITELLA,

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

Case No. CV-15-4096-MMC

STIPULATED REQUEST FOR DISMISSAL  
AND ~~[PROPOSED]~~ ORDER

It is hereby Stipulated and Agreed by the parties herein as follows:

1. The parties hereto, through their respective counsel, are advising this Court that they are in the process of negotiating a resolution of this action.

2. The terms of the contemplated resolution will involve consideration that can take up to 120 days to complete.

3. Accordingly, the parties request that this action be dismissed with prejudice and that all dates be vacated provided, however, that if either party certifies to this Court, with a proof of service of a copy on opposing counsel, within 120 days from the date of the Order of Dismissal, that the contemplated resolution has not been reached or that the agreed consideration has not been delivered

over, that the Order of Dismissal shall stand vacated, and the action be restored to the calendar to be set for a case management conference.

SO STIPULATED

BRIAN J. STRETCH  
Acting United States Attorney

/s/ Cynthia Stier  
CYNTHIA STIER  
Assistant United States Attorney

\_\_\_\_\_/s/\_\_\_\_\_  
JON D. FELDHAMMER  
Attorney for Plaintiff

SO ORDERED this 12th day of Feb., 2016.

  
MARLENE M. CHESNEY  
UNITED STATES DISTRICT JUDGE